

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, OCTOBER 7, 2003**  
**COUNTY COMMISSIONERS CHAMBERS, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, September 30, 2003. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.ci.lincoln.ne.us>)
  
- 2) **SPECIAL PRESENTATIONS:**
  - A. Presentation of the Commissioners Award of Excellence to Jill Alley, an employee with Lancaster Manor, for September, 2003.
  
- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments shall be limited to items on the agenda.
  
- 4) **CLAIMS:** Approval of all claims processed through Tuesday, October 7, 2003.
  
- 5) **PUBLIC HEARINGS:**
  - A. Purchases for a 2003 Local Enforcement Block Grant. The Lancaster County Sheriff's Office proposes purchasing a mobile communications/command center for use during major incidents and other situations involving the Sheriff's Office Tactical Response Unit.
  
- 6) **NEW BUSINESS:**
  - A. An application for a Special Designated License from B & B-Q Inc. d/b/a Cheerleaders to hold a wedding reception on Friday, October 24, 2003 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street, Lincoln, Lancaster County, Nebraska.

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL  
CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER  
PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE  
MAY ACCOMMODATE YOUR NEEDS.**

6) **NEW BUSINESS CONTINUED:**

- B. A grant contract with Lincoln Council on Alcoholism and Drugs, Inc. for funding for the Substance Abuse Prevention Education, in the amount of \$32,000, and the Substance Abuse Evaluation program, in the amount of \$5,000. The total amount of the grant will be \$37,000. Term of the grant contract is July 1, 2003 to June 30, 2004. (C-03-0513)
- C. A grant contract with Lincoln Medical Education Foundation (Family Violence Council) for funding for the oversight and management of the Coordinated Response to Reducing Domestic Violence program (02-VW-719), in the amount of \$15,379. The Family Violence Council will contribute \$5,175 in matching funds which may include cash or in-kind services. Term of the grant contract is June 1, 2003 to May 31, 2004. (C-03-0514)
- D. An agreement with the Village of Bennet authorizing the County to assign addresses to residences in the Village's one-mile zoning jurisdiction in accordance with the County's Uniform Rural Address System. The County will be able to uniformly provide addresses which will assist emergency services when responding to residences in the County. (C-03-515)
- E. An agreement with the Village of Panama authorizing the County to assign addresses to residences in the Village's one-mile zoning jurisdiction in accordance with the County's Uniform Rural Address system. The County will be able to uniformly provide addresses which will assist emergency services when responding to residences in the County. (C-03-0516)
- F. Execution of a lease purchase agreement and related documents and a resolution approving the execution of a lease purchase agreement with Nebraska Association of County Officials (NACO) Leasing Corporation for the acquisition of one (1) Kodak i9610 Archive Writer complete with attachments, accessories, and installation to be utilized by County Records Management. The lease purchase agreement will begin October 9, 2003 and end October 15, 2008. The principal is \$51,699 with an interest rate of 3.150 percent. Payment will be made semiannually in the amount of \$5,631.14. Total payment amount is \$56,311.47. (C-03-517) (R-03-0104)
- G. A contract between the Lancaster County Engineering Department and Johnson Appraisal, L.L.C., in the amount of \$8,600, in connection with Project C55-A-401(5), North 162<sup>nd</sup> Street from Salt Creek to Davey Road. (C-03-0522)
- H. A grant contract with Nebraska Legal Services for funding for the Family Law program, in the amount of \$28,200. Term of the grant contract is July 1, 2003 to June 30, 2004. (C-03-0523)

6) **NEW BUSINESS CONTINUED:**

- I. An agreement with Health Partners Initiative on behalf of the Community Mental Health Center relating to a grant application for the "Healthy Communities Access Program". The total amount of the agreement will be \$2,000. The length of the agreement will be from July 1, 2003 through November 30, 2003. (C-03-0524)
- J. A grant contract with Lincoln Action Program, Inc. for funding to provide management of the project and grant funds for the Youth Violence Alternative program (03-JS-430), in the amount of \$22,650. Term of the grant contract is July 1, 2003 to June 30, 2004. Lincoln Action Program Inc. will contribute \$10,378 in matching funds which may include cash or in-kind services. (C-03-0525)
- K. A resolution increasing the amount employees may designate for unreimbursed medical expenses in their Flexible Employee Benefit Account (FEBA) from \$3,500 to \$4,500 per plan year. (R-03-0105)
- L. A resolution in the matter of prohibiting engine braking on public roads within Lancaster County, Nebraska. (R-03-0106)
- M. A claim by the City of Lincoln against Lancaster County requesting the County to adjust a claim filed against the City by BryanLGH Medical Center for medical expenses, in the amount of \$162,816.65.
- N. A claim by the City of Lincoln against Lancaster County requesting the County to adjust a claim filed against the City by BryanLGH Medical Center for medical expenses, in the amount of \$116,913.66.
- N. Request of Cline, Williams, Wright, Johnson & Oldfather, L.L.P. to receive consent of the County to waive a potential or actual conflict in representing the County in connection with the Chapter 11 bankruptcy proceeding of Worldcom, Inc. and Cricket Communications, Inc.. The firm currently represents the Housing Authority of the City of Lincoln and its affiliates on certain real estate tax appeals to the Tax Equalization Review Commission (TERC) in which Lancaster County is named defendant.
- O. Appointment of Sitaram Jaswal to the Air Pollution Control Advisory Board for a three year term to expire September 1, 2006.

6) **NEW BUSINESS CONTINUED:**

P. Reappointment of Barry Moore and appointment of Dr. Gregory Kallos to the Lincoln Area Agency on Aging Advisory Council for three year terms expiring July 1, 2006.

Q. Appointment of Jennifer J. Brinkman and Lynn Sunderman and the reappointment of W. Cecil Steward to the Lincoln-Lancaster County Planning Commission for six year terms expiring August 24, 2009.

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Setting of public hearings for Tuesday, October 21, 2003 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding the following:

1. County Miscellaneous 03011, requested by the Director of Planning, to amend the County Subdivision Resolution to add a postponement fee.
2. City-County Final Plat 03016, View Pointe North, requested by Lyle Loth of ESP on behalf of Willard Giebenrath, consisting of 14 lots and 5 outlots, on property generally located at North 70<sup>th</sup> Street and Waverly Road.

A. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ Greta Dudley, Wilma Monnington and Donna Clements, in the total amount of \$6,780, on Waverly Road from North 141<sup>st</sup> Street to North 148<sup>th</sup> Street; Project C55-H-404(2). (2 contracts) (C-03-0518 and C-03-0519)
- ▶ Richard and Mary McClung, in the total amount of \$264.25, on Northwest 84<sup>th</sup> Street from Adams Street to Highway 34; Project C55-EM-401(1). (2 contracts) (C-03-0520 and C-03-0521)

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Tuesday, October 7, 2003 at 10:30 a.m. in Room 113 on the first floor of the County-City Building.
- B. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, October 9, 2003 at 8:15 a.m. in Room 113 on the first floor of the County-City Building.
- C. A public hearing will be held on Tuesday, November 4, 2003 at 7:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program for the fiscal years beginning July 1, 2004 through June 30, 2009, as proposed by the Lancaster County Engineer.
- D. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at [www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us). Click on 5 City-TV Video On Demand.

10) **PENDING:**

- A. Comprehensive Plan Amendment Number 02001.A, requested by the Realty Trust Group, to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation from Agriculture to Urban Residential and Commercial uses, on property generally located at the northeast corner of 84<sup>th</sup> and Van Dorn Streets. (Placed on pending December, 2002.)
- B. County Change of Zone 211, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C., from AG Agricultural to AGR Agricultural Residential, on property generally located at the northwest corner of South 68<sup>th</sup> Street and Roca Road in Lancaster County, Nebraska. (Placed on pending August 5, 2003.)
- C. County Preliminary Plat 02029, The Preserve at Cross Creek, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C., to create 15 lots for residential acreages on property generally located at the northwest corner of South 68<sup>th</sup> Street and Roca Road in Lancaster County, Nebraska. (Placed on pending August 5, 2003)

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

**NOTE:** Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at: <http://www.ci.lincoln.ne.us> on the County Clerk's website.

**AGENDA  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, OCTOBER 7, 2003  
COUNTY COMMISSIONERS CHAMBERS, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS  
MEETING**

1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, September 30, 2003. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments shall be limited to items on the agenda.

3) **ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS:**

Approval of 102 additions and deductions to the tax assessment rolls per Exhibit A.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

First Presbyterian Church  
St. Paul United Methodist Church  
St. Thomas Aquinas Church

5) **SETTING OF PUBLIC HEARING FOR NOTICE OF VALUATION CHANGE:**

Setting of a public hearing for Tuesday, October 21, 2003 immediately following the regular meeting of the Board of Commissioners, which begins at 1:30 p.m., in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for notice of valuation change for omitted or undervalued property for the following individuals:

Fourth Presbyterian Church (2 notices)  
Michael R. Moser and John Morehouse

<p style="text-align:center"><b>IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.</b></p>
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6) **NOTICE OF VALUATION CHANGE FOR OMITTED OR UNDERVALUED PROPERTY FOR THE FOLLOWING:**

Monte D. and Shari K. Wilson (2 notices)  
Clinton K. Pebley  
Jon C. and Kendra K. Wofford  
John Kalkwarf and Marilyn Buzby  
Bradley and Kelly Whiteley

Jared L. and Sara J. Wilkinson  
Barbara Burr  
Runza National Inc.  
Carol and Lisa Morones  
James E and Anna M. Kessler

7) **ADJOURNMENT:**